IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO.2042 OF 2007

Union of India ... Petitioners

Vs.

State of Maharashtra ... Respondents

Mr. S.R. Rajguru for the petitioners.

Mr. Pradeep S. Jadhav, A.G.P. for the respondents.

CORAM : SMT. RANJANA DESAI &
DR.D.Y. CHANDRACHUD, JJ.

DATED : OCTOBER 30, 2007.

P.C.:-

1. The grievance of the petitioners is that on 17/7/2007, the petitioners' vehicle bearing No.MH-02-T-9759 was detained by the R.T.O., Wadala, Mumbai at Mulund Toll Naka on the ground that the same is more than 8 years old and was not fitted with CNG or clean fuel which is contrary to the orders of this court passed in Writ Petition No.1762 of 1999. It is, inter alia, prayed that order dated 17/7/2007 passed by the Flying Squad-II of the respondents be quashed and set aside.

2. In the circumstances of the case, in our opinion, the following order will meet the ends of justice.

3. On the petitioners paying costs quantified at Rs.15,000/- to the respondents within a period of three weeks from today, the petitioners' vehicle bearing No.MH-02-T-9759 be released by the R.T.O. for the purposes of taking it outside the city limits. The petition is disposed of.

[SMT. RANJANA DESAI, J.]

[DR. D.Y.CHANDRACHUD, J.]